

COMPLAINT INVESTIGATION SUMMARY

COMPLAINT NUMBER: 1784.01
COMPLAINT INVESTIGATOR: Steve Starbuck
DATE OF COMPLAINT: July 26, 2001
DATE OF REPORT: August 16, 2001
REQUEST FOR RECONSIDERATION: no
DATE OF CLOSURE: September 24, 2001

COMPLAINT ISSUES:

Whether the Western School Corporation and the Kokomo Area Special Education Cooperative violated:

511 IAC 7-25-4 with regard to the school's alleged failure to conduct an educational evaluation and convene a case conference committee (CCC) meeting within 60 instructional days of the date of written parental consent.

FINDINGS OF FACT:

1. The student is five years old, attends kindergarten, and has been determined eligible for special education due to autism and a communication disorder.
2. The student's parent signed the Referral for Multidisciplinary Educational Evaluation form on February 5, 2001, giving consent for the student to be evaluated. The form was received by the school on February 8, 2001. The Multidisciplinary Educational Evaluation Report is dated May 4, 2001. A CCC meeting was convened on May 30, 2001, to discuss the results of the evaluation. According to the school corporation's calendar for the 2000-2001 school year, the school took 69 instructional days to complete the educational evaluation and to convene a CCC meeting from the date the parent provided the school with written consent for the educational evaluation.

CONCLUSIONS:

1. Finding of Fact #2 reflects that the school failed to conduct an educational evaluation and convene a CCC meeting within 60 instructional days from the date the school received the parent's written consent for the evaluation. Therefore, a violation of 511 IAC 7-25-4 is found.

The Department of Education, Division of Special Education, requires the following corrective action based on the Findings of Fact and Conclusions listed above.

CORRECTIVE ACTION:

The Western School Corporation and the Kokomo Area Special Education Cooperative shall:

1. Send a memorandum to all appropriate school personnel reminding them of the requirements specified in 511 IAC 7-25-4. Submit a copy of the memorandum to the Division no later than

September 21, 2001, with a listing of all personnel (name and title) to whom the memorandum was sent.

2. Convene a CCC meeting to determine the need for compensatory educational services. The CCC Report shall reflect that the CCC members thoroughly addressed the issue of compensatory services. Submit to the Division no later than September 21, 2001, a copy of the CCC Report and any revised IEP.

DATE REPORT COMPLETED: August 16, 2001